

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiffs,

vs.

MUMINFIDADYA KUWA,

Defendant.

4:22CR3118

ORDER

Defendant's retained counsel, Jerry Hug, has moved to withdraw. (Filing No. 171). Defendant is eligible for appointed counsel pursuant to the Criminal Justice Act, 18 U.S.C. §3006A, and the Amended Criminal Justice Act Plan for the District of Nebraska.

IT IS ORDERED:

- 1) Counsel's motion to withdraw, (Filing No. 171), is granted. Jerry Hug is hereby withdrawn as counsel and shall promptly notify Defendant of the entry of this order.
- 2) The clerk shall delete Jerry Hug from any future ECF notifications herein.
- 3) The Change of Plea hearing scheduled to be held on January 11, 2024 is cancelled.
- 4) The clerk shall forward this memorandum and order to the Federal Public Defender.
- 5) The Federal Public Defender for the District of Nebraska is appointed to represent the above-named defendant in this matter. In the event that the Federal Public Defender accepts this appointment, the Federal Public Defender shall forthwith file an appearance in this matter. In the event the Federal Public Defender should decline this appointment for reason of conflict or on the basis of the Criminal Justice Act Plan, the Federal Public Defender shall forthwith provide the court with a draft

appointment order (CJA Form 20) bearing the name and other identifying information of the CJA Panel attorney identified in accordance with the Criminal Justice Act Plan for this district.

- 6) The newly appointed counsel shall promptly file an entry of appearance on behalf of Defendant.
- 7) A conference call with the assigned magistrate judge will be held on January 18, 2024 at 9:30 a.m. to discuss setting any change of plea hearing, or the date of the jury trial and deadlines for disclosing experts as required under Rule 16. Counsel for all parties shall use the conferencing instructions provided by the court to participate in the call.
- 8) The ends of justice served by granting the motion to continue outweigh the interests of the public and the defendant in a speedy trial, and the additional time arising as a result of the granting of the motion, the time between today's date and January 18, 2024 shall be deemed excludable time in any computation of time under the requirements of the Speedy Trial Act, because although counsel have been duly diligent, additional time is needed to adequately prepare this case for trial and failing to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(1) & (h)(7). Failing to timely object to this order as provided under this court's local rules will be deemed a waiver of any right to later claim the time should not have been excluded under the Speedy Trial Act.

January 9, 2024.

BY THE COURT:

s/ Cheryl R. Zwart
United States Magistrate Judge